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April 28, 2003

Teresa A. Wert

Name


Signature

P&G Case 7187

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the Application of:

DEAN VAN PHAN

: Conf. #: 8762

Serial No.: 09/100,624

: Group Art Unit: 1771

Filed: June 19, 1998

: Examiner: C. Pratt

For: Apparatus For Making Structured Paper

STATEMENT OF REASON FOR DELAY/

PETITION TRANSMITTAL

Mail Stop Petition

FAX RECEIVED

Commissioner for Patents

APR 28 2003

P.O. Box 1450

PETITIONS OFFICE

Alexandria, VA 22313-1450

Dear Sir:

Transmitted herewith is a Petition for Revival of an Application for Patent Abandoned Unintentionally. The entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional.

The Office is hereby authorized to charge payment of the \$1,300.00 petition fee to Deposit Account No. 16-2480. A duplicate copy of this sheet is attached.

05/08/2003 CKHLOK 00000021 162480 09100624

Respectfully submitted,

01 FC:1453 1300.00 CH
02 FC:1801 750.00 CH

FOR: DEAN VAN PHAN

By: 

David K. Mattheis
Attorney for Applicant
Registration No. 48,683
(513) 634-7419

April 28, 2003
Customer No. 27752

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED
UNINTENTIONALLY UNDER 37 CFR 1.137(b)**

Docket Number (Optional)

7187

First Named Inventor: Dean Van Phan

Application No.: 09/100,624

Art Unit: 1771

Filed: June 19, 1998

Examiner: C. Pratt

Title: Apparatus For Making Structured Paper

FAX RECEIVED

Attention: Mail Stop Petitions
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

APR 28 2003**PETITIONS OFFICE**

NOTE: If information or assistance is needed in completing this form, please contact Petitions Information at (703) 305-9282.

The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the Office notice or action plus any extensions of time actually obtained.

APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION

NOTE: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Terminal disclaimer with disclaimer fee – required for all utility and plant applications filed before June 8, 1995; and for all design applications; and
- (4) Statement that the entire delay was unintentional.

1. Petition fee

[X] Large entity - fee \$1,300.00 (37 CFR 1.17(m))

2. Reply and/or fee

A. The reply and/or fee to the above-noted Office Action in the form of Request For Continued Examination (RCE) Transmittal (identify type of reply):

has been filed previously on _____.
 is enclosed herewith.

B. The issue fee of \$ _____.
 has been paid previously on _____.
 is enclosed herewith.

[Page 1 of 2]

Burden Hour Statement: This form is estimated to take 1.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comment on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, D.C. 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

PTO/SB/64 (10-01)

Approved for use through 10/31/2002. OMB 0651-0031
Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

3. Terminal disclaimer with disclaimer fee

- Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.
- A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$__ for a large entity disclaiming the required period of time is enclosed herewith (see PTO/SB/63).

4. Statement. The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional. [NOTE: The United States Patent and Trademark Office may require additional information if there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137(b) was unintentional (MPEP 711.03(c), subsections (III)(C) and(D)).]

5. Authorization is given to charge Deposit Account No. 16-2480 for any fees required in connection with submission of this petition. A duplicate copy of this correspondence is enclosed to facilitate charging of the feesApril 28, 2003

Date

Signature

Telephone

Number: (513) 634-7419

David K. Mattheis

Typed or printed name

CUSTOMER NO.: 27752

Enclosures:

- Fee Payment
 Reply
 Terminal Disclaimer Form
 Additional sheets containing statements establishing unintentional delay

CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]

I hereby certify that this correspondence is being:

- deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450
- transmitted by facsimile on the date shown below to the United States Patent and Trademark Office at (703) 308-6916.

April 28, 2003

Date

Signature

Teresa A. Wert
Typed or printed name of person signing certificate

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